
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert Stamper et al.

Attorney Docket No.: ISSCP003

Application No.: 10/528,276

Examiner: Vy Bui

Filed: September 8, 2005

Group: 3773

Title: APPARATUS AND METHOD FOR
SURGICAL BYPASS OF AQUEOUS HUMOR

Confirmation No.: 4914

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on July 20, 2009.

Signed: _____/Valerie Padgett/_____
Valerie Padgett

**INFORMATION DISCLOSURE STATEMENT
IN RESPONSE TO CORRESPONDING FOREIGN SEARCH REPORT OR
FOREIGN OFFICE ACTION**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The reference(s) identified in the attached PTO Form 1449 (copies of non-U.S. references are attached) may be material to the examination of the above-identified patent application. These reference(s) were cited in a corresponding Japanese application. A copy of the Japanese Office Action which was dated June 2, 2009 is enclosed herewith. These reference(s) are identified in compliance with the applicant's duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. Accordingly, the Examiner is requested to make the identified reference(s) of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that additional information (material to the examination of this application) does not exist or that the identified reference(s) constitute prior art.

Statement under 37 CFR § 1.97(b)

This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits, or (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114.

Statement under 37 CFR § 1.97(e)

The undersigned hereby states that the reference(s) identified herewith were first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. (37 CFR 1.97(e)(1))

Authorization for Deposit Account

In view of the foregoing, it is respectfully submitted that no fee is due in conjunction with the filing of this Information Disclosure Statement. However, should the Commissioner determine that additional fees are required for filing the present Information Disclosure Statement; the Commissioner is hereby authorized to charge any such fees to our Deposit Account Number 504480 (Order No. ISSCP003).

Respectfully submitted,
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